

1 John E. Gartman (CA 152300, gartman@fr.com)
2 Juanita R. Brooks (CA 75934, brooks@fr.com)
3 FISH & RICHARDSON P.C.
4 12390 El Camino Real
5 San Diego, CA 92130
6 Telephone: (858) 678-5070
7 Facsimile: (858) 678-5099

8
9 Kelly C. Hunsaker (CA 168307, hunsaker@fr.com)
10 FISH & RICHARDSON P.C.
11 500 Arguello Street, Suite 500
12 Redwood City, CA 94063
13 Telephone: (650) 839-5070
14 Facsimile: (650) 839-5071

15 *Additional counsel listed on last page*

16 Attorneys for Defendant
17 MICROSOFT CORPORATION

18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA
20 SAN FRANCISCO DIVISION

21 TV INTERACTIVE DATA CORP.,

22 Case No. 3:02-cv-02385 JSW (EDL)

23 Plaintiff,

24 **STIPULATION FOR DISMISSAL WITH
25 PREJUDICE AND [PROPOSED] ORDER
THEREON**

26 v.

27 MICROSOFT CORPORATION,

28 Defendant.

29 Plaintiff TV Interactive Data Corporation (“TVI”) and Defendant Microsoft Corporation
30 (“Microsoft”) hereby stipulate as follows:

31 1. TVI and Microsoft have resolved the issues arising from the above-titled action and have
32 entered into a confidential settlement agreement regarding all of TVI’s claims and Microsoft’s
33 counterclaims.

34 2. TVI and Microsoft hereby agree to dismiss with prejudice this action, with each party to
35 bear its own litigation costs, attorneys’ fees, and other expenses arising from or related to this
36 litigation.

SO STIPULATED.

Dated: 10/27/05

FISH & RICHARDSON P.C.

Bv

John E. Gartman

Attorneys for Defendant
MICROSOFT CORPORATION

Dated: 10-28-05

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

By:

Ronald J. Schutz

Richard M. Martinez

Attorneys for Plaintiff
TV INTERACTIVE DATA CORPORATION

[PROPOSED] ORDER

Pursuant to the parties' stipulation, the Court **HEREBY DISMISSES WITH PREJUDICE** the above-titled action, with each party to bear its own attorneys' fees and costs.

IT IS SO ORDERED.

Dated: November 2, 2005

Honorable Jeffrey A. White
United States District Judge

Of Counsel:

T. Andrew Culbert
MICROSOFT CORPORATION
One Microsoft Way
Redmond, WA 98052
Telephone: (425) 882-8080
Facsimile: (425) 936-7329